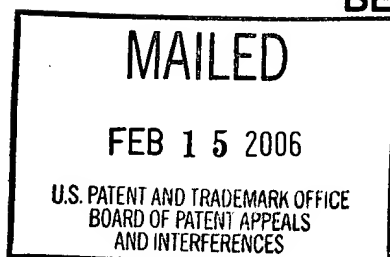


UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**



Ex parte JUERGEN REINOLD
and DONALD J. REMBOSKI

Application No. 09/943,882

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on January 27, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

An Order Returning Undocketed Appeal to Examiner was mailed on August 23, 2005. The order required the applicant file a substitute Appeal Brief in compliance with 37 CFR § 41.37 and the Examiner consider the substitute Appeal Brief and issue a revised Examiner's Answer in accordance with the new rules.

A substitute Appeal Brief was timely filed on October 13, 2005. The examiner did not review this paper and the paper was not recorded in the PALM system. The


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examiner has not provided a revised Examiner's Answer in accordance with the new rules.

Accordingly, it is

ORDERED that the application is returned to the Examiner 1) for appropriate consideration of the October 13, 2005 Appeal Brief; 2) entry of the paper into the PALM system; 3) to issue a revised Examiner's Answer and 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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